

WEATHER FORECAST.

Rain to-day and probably tomorrow;
strong northeast winds and gales.
Highest temperature yesterday, 59; lowest, 45.
Detailed weather reports will be found on editorial page.

VOL. LXXXV.—NO. 248—DAILY.

NEW YORK, THURSDAY, MAY 5, 1921.

ENTERED AS SECOND CLASS MATTER,
POST OFFICE, NEW YORK, N. Y.PRICE TWO CENTS
IN NEW YORK CITY.THREE CENTS
WITHIN 300 MILES.
FOUR CENTS ELSEWHERE.

80 MEN LOCK OUT SEAMEN AS HOPES OF A TRUCE FADE

Secretary Davis Fails to
Make Progress Toward Set-
tlement—Meets Workers'
Delegates To-day.

THREE COMPANIES SIGN
Four Coastwise Vessels Get
Away of the 13 Ships in
This Port Scheduled
to Sail.

1,100 PASSENGERS HELD
Benson for Shipping Board
and Big Steamship Companies
Still Insist on 15 Per Cent.
Wage Cut.

So little progress was made toward
settling the marine strike in a series
of conferences in Washington yesterday
that Secretary of Labor Davis and
other Government officers who are
trying to effect conciliation were pessimistic
last night.

Steamship companies and Admiral
Benson for the Shipping Board are
standing pat for the 15 per cent. wage
cut. They are willing to change to
some extent the working rules, but
their insistence on a reduction from
the war time rate of payment is so
determined that Bert L. Todd of New
York, representing the deep sea en-
gineers, said after seeing Secretary
Davis:

"There are no hopes for a settle-
ment. The owners have refused to
consider proposals made by Secretaries
Davis and Hoover."

The Secretary of Labor will meet
again to-day the spokesmen for the
seamen, engineers and radio operators
but he refused to say last night that
there was any prospect of peace.

Meanwhile the battle on the actual
front—the ships themselves and the
council rooms of the owners and the
unions—reached yesterday a stage of
considerable tenacity. The unions have
the apparent advantage thus far. Of
the thirteen ships scheduled to sail from
New York yesterday only four, all coast-
wise boats, actually got away. A few of
the others were delayed by normal
causes, but the majority were tied up
for lack of crews.

Ship for Danzig Fails to Sail.
The first class passenger ship Potomac,
a Shipping Board vessel operated by
United States Mail Steamship Company,
due to sail for Danzig, was held at her
pier, foot of West Thirty-fourth street,
with 1,100 passengers and 1,600 bags of
mail. The Philadelphia of the Red D
Line, bound for Curacao and South
America, whose scheduled departure was
put over from yesterday to to-day, was
not in last night's Post Office Depart-
ment list, indicating that the sailing had
been cancelled.

Three companies signed agreements
with the unions, retaining the old wage
scale and conditions. These are the
Polish American Navigation Company,
whose liner, the Gdansk, held up yester-
day, will start for Danzig to-day;
the United States Transportation Com-
pany, controlled by C. W. Morse, and the
United Mexican Petroleum steam-
transportation company, which re-
cently has organized and has five ships.
None of these is a member of the
American Steamship Owners Association,
which is fighting the strike on a
no quarter basis.

The Callao of the Munson Line, first
of the big South American steamships
ready to leave the harbor since the be-
ginning of the strike, was prevented
from getting away from Hoboken yester-
day. The officers said she would sail
at 6.30 o'clock this morning and
ordered all the passengers aboard at 10
o'clock last night. It was reported in
Hoboken that the missing members of
the crew were being recruited in Man-
hatten and were to be taken over in tug
under cover of night. Union pickets,
lined up on shore and ranging the river
in launches, were out to stop reinforcements
and peg the Callao to her pier.

A real lockout rule against union men
who will not accept the new scale was
adopted by the Shipping Board at a
meeting of representatives of eighty
operating lines in New York City
yesterday. It is, in short,
"Sign on or get off." The result of the
conference, presided over by Charles
Hines, assistant manager of the operat-
ing department of the board at Wash-
ington, was made public in the form of
instructions to all managing agents,
signed by George W. Stirling, district
director.

Drastic Orders Are Issued.
These instructions apply first to all
vessels in operation, whether discharging
cargo, loading or loading, about to sail
in ballast or awaiting orders. They are,
in brief: Every man on the crews of
the ships must sign articles at once or
leave the ship. The men who are to be
signed in this order: Engineers, fire-
men, sailors, stewards, wireless opera-
tors. On vessels not in actual opera-
tion, engineers, firemen, stewards or un-
licensed members of the crew are to be
employed in any capacity. All men
signing articles under the foregoing con-
ditions and at the reduced scale and
modified working conditions will receive
fair treatment and every consideration
by board and managing agents in-
structed to consider this loyalty in con-
nection with preferential future employ-
ment.

The last two rules in the list are:

"No union delegates of the striking
crews are to be allowed on piers or
ships at any time."
"Men who break articles of agreement
to be placed on deferred employment list."

Chicago Business Men Institute Trade Court

Special Despatch to THE NEW YORK
HERALD.

CHICAGO, May 4.—The first
trade court in the United
States opened to-day, with the
Universal Theatre Concessions
Company of Chicago vs. O. B.
Andrews of Chattanooga, Tenn.,
as the first case on the docket.

The trade court established by
the association of commerce to
settle commercial disputes be-
tween business firms is presided
over by Judge J. Kent Greene
and is expected to relieve the
law courts of a large part of law-
suits arising from business dis-
sentiments.

The arbitration fees to be paid
by losing litigants are low. Con-
tests involving less than \$200
cost \$5, from \$200 to \$1,000 it
is \$7.50 and exceeding \$1,000
the charge is \$10. Where more
than \$200 is in contest there will
be charged in addition two per
cent. on the first \$1,000 in con-
test and 1 per cent. on all above.

ARNSTEIN GUILTY, ALSO FOUR OTHERS

Convicted of Plot in Taking
Stolen Securities Into Dis-
trict of Columbia.

JURY OUT 40 MINUTES

Motion for New Trial Will Be
Made—Conspirators to Be
Tried Here Too.

Special Despatch to THE NEW YORK HERALD.

New York Herald Bureau,
Washington, D. C., May 4.
Juries ("Nicks") Arnstein, Isador
("Nick") Cohen, David W. Sullivan,
Willen W. Easterday and Norman S.
Bowles, indicted on a joint charge of
conspiracy in bringing stolen securi-
ties into the District, were found
guilty to-day in Criminal Court No. 1.

The jury was out forty minutes.
At request of counsel for the defence
the jury was polled and notice given
that motion for a new trial would be
presented either to-day or to-morrow.

The defence stated that if a new
trial is denied by Justice Gould an
appeal will be noted, more than 200
exceptions having been granted to the
defence during the taking of evidence.
In the event that an appeal is denied
the five men will be subject to full sen-
tences or heavy fine, the penalty in the
District of Columbia for the crime
being a maximum of two years in the
penitentiary or \$10,000 fine, or both.

John T. Dooling, Assistant District
Attorney of New York county, said that
within ten days Sullivan will go on trial
in New York on similar charges and
the four other defendants will follow
in the near future.

Arnstein at the close of the trial said
he did not believe he would be compelled
to serve time on his conviction for the
reason that certain facts in the
\$3,000,000 Wall Street bond theft case
were not in the New York hearing that
in all probability will clear him.

BROOKLYN BOND THEFT CASES FAIL IN MEMPHIS

2 Men Win Acquittals; Other
Actions Will End.

Special Despatch to THE NEW YORK HERALD.

MEMPHIS, May 4.—The remainder
of the stolen Liberty bond cases col-
lapsed in First Criminal Court today.
E. J. Jones and James M. Vardaman,
employee of the Bank of Commerce,
won verdicts of not guilty upon
recommendation of Attorney-General
Bates.

General Bates then asked for the
proving of the indictment against R. E.
Pridy of the Priddy-Williams Co., bond
brokers; John E. McCall, attorney, and
the two remaining cases against W. L.
Huntley, Jr., former banker, and H.
Dixie Nolen, druggist.

All the defendants were charged with
conspiracy to steal property, it being al-
leged that they handled bonds stolen in
a \$485,000 holdup in Brooklyn November
30.

18TH AMENDMENT DOES NOT VOID EXCISE LAW

Court Says State Retains
Power to Control Rum.

ROCHESTER, May 4.—Denying that
the State excise law was made inoperative
by the Eighteenth Amendment or the
Volstead act, except in so far as it might
conflict with them, the Appellate Divi-
sion of the Supreme Court, Fourth De-
partment, affirmed to-day the conviction
of Mike Cook in Cattaraugus county
for alleged violation of the law.

The court held that "the States have
the same power which they had before
the passage of the Eighteenth Amend-
ment to prohibit traffic in intoxicating
liquors, and Congress has the added
power given by such amendment. The
power of the States to legislate on the
subject is limited by the second section
of the amendment to the passage of ap-
propriate legislation to enforce such
amendment, and they cannot legally en-
act laws repugnant to those enacted by
Congress in pursuance of the amend-
ment, in so far as they conflict with
and are repugnant to the Volstead act,
are abrogated and nullified by that act,
but in so far as they are appropriate
legislation to enforce the said Eight-
teenth Amendment they are legal and
enforceable."

GEN. WOOD REACHES MANILA.

WASHINGTON, May 4.—The American
military commander of Major-General
Leonard Wood and R. Cameron Forbes,
former Governor-General of the Philip-
pines, arrived at Manila to-day, accord-
ing to a cablegram to the War Depart-
ment.

WHAT do you do when you lose something
valuable? First thing lots of people do is
to insert an ad. in The Herald's Lost and
Found column.—Ad.

MRS. STILLMAN IN ROOM WITH GUIDE, ASSERTS WITNESS

Quebec Woodsman Later
Admits He Isn't Sure of
Their Identity.

IN EX-BANKER'S PAY

George Adam Says He
Spied Through Hole in
a Window Curtain.

LETTERS AGAIN BLOCKED

Defence Prevents Admission at
Divorce Hearing—Mrs. Still-
man Coaches Lawyers.

For nearly three hours yesterday
George Adam, an aged woodsman from
La Touche, Que., occupied the witness
chair in the resumption of the hear-
ings that James A. Stillman hopes will
result in awarding him a divorce from
Mrs. Anne Urquhart Potter Stillman.

For one hour the woodsman, a jack
of all trades—hunter, trapper, guide
and mechanic—was telling of a night
in the winter of 1917 when, he insists,
he saw Mrs. Stillman and Fred Beau-
vais, the French-Indian guide, in a
room in the Blackburne Hotel at
Grande Anse, six miles from Lake
Dawson, where the Stillmans were
building a new camp.

Stoutly he maintained that there
was a hole in a window curtain and
that he applied his eye thereto and
saw things that led him to believe
everything was not as it should be.
And when he had finished his testi-
mony Abel I. Smith of counsel for
Mrs. Stillman and John E. Mack,
guardian ad litem for Guy Stillman,
the child in the case, tore into him and
his story for two hours. According
to reliable authorities the woodsman
stuck to his statement that there was
a hole in the curtain and that he spied
through that hole, but conceded that
he was unable to command a view of
the entire room and that he was sure
of nothing except that he saw a man
and a woman.

Only Three Witnesses Heard.

The hearing was held in a small
conference room on the first floor of the
Bar Association building in Forty-fourth
street. Only three witnesses were heard,
although the premises and its environs
swarmed with others. While Adam tes-
tified, Mrs. Stillman, rather tense of
feature and sitting beside her lawyers,
leaned forward from the counsel table
watching the witness, coaching her law-
yers and taking notes now and then.
When Adam's memory failed him of
dates and hours. Once in a while she
smiled rather pityingly, a smile that
bore no suggestion of rancor or offense,
but more of sorrow, and when he left
the stand she shook her head wearily
and confided to one of her attorneys
that it was "beyond her comprehension
to understand why a man should tell a
story like that."

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with the unions, retaining the old wage
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Anne Morgan Sponsors French Bicycle Race

Special Cable to THE NEW YORK HERALD.

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New York Herald Bureau,
Paris, May 4.

MISS ANNE MORGAN, who
was one of the sponsors for
the boxing contest in Madison
Square Garden in New York last
January for the benefit of the
American Fund for the Devastated
Regions of France, is now
sponsoring a bicycle race here
for the same cause, offering a
cup, supplemented by cash prizes
amounting to 5,000 francs.

The course will be over 125
miles from Soissons through the
Aisne battlefields. It will be
open to all members of French
cyclist clubs.

LOST ON RACES, LARCENY CHARGED

Broker's Transfer Clerk Said
to Have Confessed Taking
\$11,700 in Securities.

QUIT BOXING FOR 'STREET'

David H. Pool Offers Restitu-
tion by Return to Profes-
sional Sport.

David H. Pool, who left the boxing
ring to become a stock transfer clerk
in the offices of Clark, Dodge & Co., 51
Wall street, was arrested yesterday on
charges of forgery and grand larceny
on the complaint of Louis C. Clark, Jr.,
member of the brokerage firm. It was
said by Detectives Fitzpatrick and
Dunphy that Pool upon returning
from lunch yesterday afternoon was
called in by his employers and con-
fessed that between January 20, 1920,
and April 20, 1921, he had used \$11,700
in securities owned by customers of
the firm, and had lost the money he
obtained in "playing the races."

A man with whom he had luncheon
in a fine restaurant a year ago
set him on his gambling career. Pool was
admitted to that man's instance he
made a \$5 bet on a horse and won.
His subsequent bets were mostly losses,
according to the detectives, but now and then he recouped.
Pool sent his wife and children to a
bungalow at Englewood, N. J., for the
summer, and they lived well, but in the
fall he found himself "broke," and he
was desperate.

His position with the brokerage firm
enabled him to get possession of stocks
deposited by customers, and after get-
ting them he erased the entry from the
books and, using an assumed name, con-
verted the stocks into cash, according to
the detectives. Recently he took one
lot of \$1,000 in Liberty bonds and an-
other lot of \$4,500 a few days later, in
the hope of being able to straighten out
his indebtedness, but both turns were
against him, it was said. When these
attempts resulted in failure he decided
to call a halt.

Pool offered to make restitution, the
detectives reported, saying he believed
by going back to the ring or taking up
professional baseball he might be able
to replace the losses. He was locked
up at Police Headquarters last night.
His home is at 310 East Tremont ave-
nue, The Bronx.

INTOXICATED BY BONDS,
LAD IS FREED BY JURY

Twelve Men Unable to Agree
on Larceny Charge.

SPECIAL DESPATCH TO THE NEW YORK HERALD.
CHICAGO, May 4.—The theft by Willie
Dalton, 18 years old, of \$172,500 in
Liberty bonds from the Northern Trust
Company last March had a sequel in
the Criminal Court to-day when a jury
disagreed over the question whether
young Dalton was guilty of a crime.

Seven of the jurors voted to convict
Dalton of grand larceny, but five pro-
tested so strongly against declaring the
youth guilty that Judge McDonald dis-
charged the jury.

It was said in the Criminal Court
building that he will not be tried again.
"Bond intoxication," the plea of his
attorneys, saved Dalton from prison.
The plea made a great hit with the in-
surgent five, who refused to be swayed
in their decision.

SAILORS BIGGER EATERS
THAN MEN IN U. S. ARMY

Soldier Costs 43 Cents a Day;
Navy 60 Cents a Man.

SPECIAL DESPATCH TO THE NEW YORK HERALD.
WASHINGTON, D. C., May 4.
Sailors are bigger eaters than soldiers.
That's the reason the Senate Naval Af-
fairs Committee had to add \$4,000,000
to the House naval appropriation bill to
keep the navy from starving. The total
up to \$29,000,000, instead of the \$21,
000,000 approved by the House.

These facts were brought out when a
complaint was made to the Senate com-
mittee that the army paid only 43 cents
a man for a ration, whereas the navy
was asked 63 cents a man.

Naval experts defended the increase
on the ground that better and more
varied food was required for sea life
than food on land. The committee looked
into food costs and found that the total
cost of the individual ration cost
at 60 cents.

What Do You Expect of Your Help?

There is no doubt about the high type of returns
secured from Want Ads. in The Herald. Dozens
and dozens of testimonial letters vouch for it. Your Help
Wanted Ad. in The Herald will bring the sort
of replies that bring a smile of satisfaction. Get your
ad. ready now and phone it to

THE NEW YORK HERALD

TELEPHONE CHLSEA 4000

SANDY BROOK ROUTE OPENS MAY 25—A
new steamer; two steamers May 25—Ad.

CITY AND COAST ARE HARD HIT BY AN 80-MILE GALE

Many Near Death as Small
Craft Are Overturned
by Wind.

MANHATTAN HARD HIT

Scores Injured by Flying
Signs and Bricks
From Roofs.

STATEN ISLAND DARK

Windows Are Blown Out by
Wind in Stores Along
Broadway.

A gale out of season broke at an
eighty mile pace off the coast yester-
day, raised the water ten feet at Coney
Island and along the Jersey coast,
flooding inland; capsized a fishing
sloop off False Hook Buoy, imperiling
her crew of three men, and played
havoc ashore with flying chimney
bricks, and glass from demolished win-
dows. A violent gust ripped away a
big sign at Lafayette and Bleecker
streets, and sent it whirling down
fifty feet to a crowd entering a sub-
way idios. Nine were injured, of
whom three were sent to a hospital.

In South Brooklyn, where the gale
swept hardest in from the sea, trees
were uprooted, chimneys blown down
and traffic in the streets made perilous.
The water rose over the bulk-
head line at Coney Island and flooded
Ocean Parkway, making the West
Eighth street elevated station unap-
proachable except in rubber boots.
Capt. William Tumbridge, aged 70,
proprietor of the Hotel St. George,
Brooklyn, was injured by a tree which
fell on his automobile while he was
driving with his son, Major J. W.
Tumbridge, in Clinton street, near
Congress street. The tree crashed
through the top of the car and struck
Capt. Tumbridge a glancing blow on
the shoulder. Major Tumbridge es-
caped injury.

The falling of the thirty-five foot
sign at the sixth floor above the sub-
way block came without warning. It
carried smaller signs with it, which
deflected its course and probably pre-
vented a fatality.

Along the Jersey coast and the
Staten Island shore the water reached
a high level. The tracks of the New
York and Long Branch Railroad at
South Amboy, Morgan and Keyport
were flooded, and washouts were ex-
pected. Piers at the water front were
under water. A coast guard crew from
the Sandy Hook station rescued Robert
White, Sr., his son Robert and Charles
Cox, who were on a block of wood
blown from 227 Park row. It stunned
him. Jennie Pinley, a negro, of 240
West Fourth street, was passing 2121
Broadway when a big plate glass front
blew down, striking her with a block of
wood and knocking her down. She was taken
to Knickerbocker Hospital with a bad cut
over the left eye and possible skull
fracture.

An 85 foot steel chimney at the R.
T. power plant west of the Ninth
street bridge over Gowanus Canal,
Brooklyn, bent under the wind pressure
and took the position of the Leaning
Tower of Pisa. Traffic over the bridge
was suspended in expectation the chim-
ney would fall, by order of Superintend-
ent of Buildings Kleiner. Smith street
cars were diverted through Smith street
to Hamilton avenue and Third street.

Staten Island was rendered dark by
blow down the electric light wires, and
trolley service was intermittent for about
an hour and a half.

FATALLY HURT WHEN UMBRELLA HIDES MOTOR

Miss Coughlin, Secretary of
St. Thomas's Church, Dying.

Miss Mary E. Coughlin, of 64 East
Ninetyth street, secretary of St.
Thomas's Church, Fifth avenue and
Fifty-third street, was reported dying
in Lenox Hill Hospital early this morn-
ing as the result of an automobile acci-
dent almost in front of the church. Her
skull was fractured and she suffered
other serious injuries.

According to a statement made by
Miss Coughlin before she lost conscious-
ness, she was at work in the office of
the church until late and left for home
during the storm. As she crossed
Fifth avenue, it was explained, she
was struck by an automobile driven by
William Stafford of 74 Ninth avenue.
Her umbrella obstructed her view of the
roadway and she failed to see it. Dr.
Spaulding of Plover Hospital adminis-
tered first aid and she was taken later
in a private ambulance to the Lenox
Hill institution.

The Italian troops at Rybnik, who
were in the vicinity area, comprising
a regiment of infantry and two machine
gun companies, are surrounded by 3,000
Poles, and a pitched battle has been go-
ing on for several hours. The informant
stated this afternoon. The Italian com-
manders are three officers, one of them
of high rank, and twelve privates.

The Polish members of the plebiscite
police disarmed the German members,
who were taken across the border, after
several of the Germans had been killed.
The force itself has ceased to function.
The informant declared the French
troops and the British control officers
were not offering opposition, and that
the Poles had not had clashes with
the French. The British officers were
said to have been threatened with
severe punishment if they refused to
resignation.

Advices from other sources, notably
Paris and Warsaw despatches, have re-
ported the French as taking an active
part in dealing with the Polish in-
surgents.

Adolf Korfanty, the Polish Pleb-
iscite Commissioner, learned of the Paris
report that the Council of Ambassa-
dors had decided to give only the Poles
and Rybnik districts to Poland. This
report, which has not been confirmed,
was the signal for Korfanty to carry
out his threat to chase the Germans
out of the country. Armed men ap-
peared on the Polish side across from
Myslowitz, Koenigschuetz, Beuthen and
Tarnowitz, and the whole moved into
Silesia at 2 o'clock simultaneously.

The officers began distributing money
among the peasants, whose sympathies
were apparent, and ordered the German
residents to get out. Few persons were
killed, but there was much random

UPPER SILESIA IS NEAR CIVIL WAR

Polish Invade District Reported
Given to Germans and Be-
siege Towns.

HAVE CLASH WITH ALLIES

Italian Regiment at Gross
Strelitz in Artillery Battle
With 3,000 Poles.

By the Associated Press.